



PATENT

Attorney Docket No. P06648US00 - PHI 1866

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: KRAMER, Joachim Ernst  
SERIAL NO: 10/769,109  
FILED: January 30, 2004  
TITLE: HYBRID MAIZE 39F59

Group Art Unit: 1638  
Examiner:  
Confirmation No:

**INFORMATION DISCLOSURE STATEMENT  
FILED WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))**

Commissioner for Patents  
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Alexandria, VA 22313-1450

Dear Sir:

Applicant directs the Examiner's attention to the following patents and/or other documents which may be material to the examination of this application. References that are U.S. patents are not required to be submitted. Copies of the references are enclosed. The Examiner is urged to consider these documents and make them of record in this application. This submission is not intended to constitute an admission of any kind, and in particular is not an admission that any patent, or other document referred to herein constitutes a printed publication or is otherwise properly citable as prior art with respect to this application. No representation is made that a search has been conducted or that no more material information

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Lila A. T. Akrad

than that cited herein exists. Accordingly, this submission is not intended to take the place of the Examiner's own independent search of the art.

A list of the patents and/or other documents is set forth on the attached Form(s) PTO-SA08B and SB/08B.

A copy of each of these documents or translations or abstract as appropriate, is attached or will be forwarded as soon as it becomes available.

Respectfully submitted,  
Joachim Ernst Kramer



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Form PTO/SA08B (10-01)

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Substitute for form 1449A/PTO		<b>Complete if Known</b>	
		<b>Application Number</b>	10/769,109
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		<b>Filing Date</b>	January 30, 2004
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		<b>Art Unit</b>	1638
		<b>Examiner Name</b>	
(Use as many sheets as necessary)		<b>Attorney Docket Number</b>	P06648US00 - 1866
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U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	4,812,599	03/14/1989	Segebart	
	2	5,491,286	02/13/1996	Luedtke, Jr. et al.	
	3	5,750,835	05/12/1998	Luedtke, Jr.	
	4	5,859,319	01/12/1999	Luedtke, Jr.	
	5	5,917,134	06/29/1999	Kramer	
	6	5,942,671	08/24/1999	Luedtke, Jr.	
	7	5,977,451	11/02/1999	Luedtke, Jr.	
	8	5,977,457	11/02/1999	Luedtke, Jr.	
	9	6,037,530	03/14/2000	Luedtke, Jr.	
	10	6,118,053	09/12/2000	Weber	

FOREIGN PATENT DOCUMENTS						
Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	11	EP 160390	11/06/1985	Stauffer Chemical Co.		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	10/769,109
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Sheet	2	of	4
		Attorney Docket Number	P06648US00 - 1866

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	12	Plant Variety Protection Act, Certificate No. 9400097 for Corn 'PHKM5' issued 07/29/1994	
	13	Plant Variety Protection Act, Certificate No. 9600172 for Corn 'PH47A' issued 07/30/1999	
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	17	Plant Variety Protection Act, Certificate No. 200100230 for Corn, Field 'PH4V6' issued 04/10/2003	
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Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
Sheet <b>3</b> of <b>4</b>		Application Number		10/769,109	
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	30	Openshaw, S.J., et al. (1994) "Marker-assisted selection in backcross breeding". p. 41-43. In Proceedings of the Symposium Analysis of Molecular Marker Data. 5-7 August 1994. Corvallis, OR. American Society for Horticultural Science/Crop Science Society of America.			
	31	Phillips, et al. (1988) "Cell/Tissue Culture and In Vitro Manipulation", Corn & Corn Improvement, 3rd Ed., ASA Publication, No. 18, pp. 345-387			
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	46	Puskaric et al., INBRED MAIZE LINE PH9AH, U.S. Serial No. 10/271,114 filed 10/15/2002			
Examiner Signature		Date Considered			

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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	47	U.S. Serial No. 10/271,855 filed 10/15/2002 (DO NOT PUBLISH)	
	48	U.S. Serial No. 10/271,951 filed 10/15/2002 (DO NOT PUBLISH)	
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